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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gregg, et al. : Date: January 17, 2005
Serial No.: 09/839,483 : Group Art Unit: 2126
Filed: April 20, 2001 : Confirmation No.: 2588
For: METHOD AND APPARATUS FOR
ALLOCATING USE OF AN ACCESS
DEVICE BETWEEN HOST AND GUEST
OPERATING SYSTEMS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FC: 1455

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
INDICATED IN NOTICE OF ALLOWANCE (37 C.F.R. § 1.705)**

1. This request for reconsideration of the patent term adjustment indicated in the Notice of Allowance mailed on December 7, 2005.
- The issue fee is being paid as set forth in the papers attached hereto.
2. Statement of the Correct Patent Term Adjustment: Basis(es) Under § 1.702 For the Adjustment." (37 C.F.R. § 1.705(b)(2)(i) and (ii))

Applicants filed the above-identified application on 4/20/2001. The USPTO mailed a first Office Action on 4/21/2004. This mailing date was 671 days longer than the 14 month deadline.

03/03/2005 RMEBRAH1 00000178 090465 09839483

01 FC:1455 200.00 DA

Docket No.: ROC920000334US1
Serial No.: 09/839,483

3. Any patent granted on this application (37 C.F.R. § 1.705(b)(2)(iii)):

is not subject to a terminal disclaimer.

is subject to a terminal disclaimer, and the expiration date specified in the terminal disclaimer is _____.

4. As to circumstances during the prosecution of this application constituting a failure to engage in reasonable efforts to conclude processing or examination of this application as set forth in § 1.704 (37 C.F.R. § 1.705(b)(2)(iv)):

there were none (37 C.F.R. § 1.705(b)(2)(iv)(B)).

these were as follows (37 C.F.R. § 1.705 (b)(2)(iv)(A)):

The USPTO issued a first Office Action on 4/21/2004. Applicants responded to this office action on 7/23/2004 (see Attachment A). The filing date of this response is incorrectly listed in the attached PAIR history as 8/23/2004 (See Attachment B). Accordingly, Applicants respectively submit that the correct adjustment under § 1.704 is 2 days.

5. Also attached hereto is a "Request For Reinstatement for All and/or Part of the Period of Adjustment Reduced Pursuant to § 1.704(b) -- Part C." (37 C.F.R. § 1.705(c)).

6. The fee set forth in § 1.18(e) (\$200.00), required by 37 C.F.R. § 1.705(b)(1), is paid as follows:

Attached is a check money order in the amount of \$_____.

Authorization is hereby made to charge the amount of \$200.00.

to Deposit Account No. 09-0465

to Credit card as shown on the attached credit card information authorization form

PTO-2038.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of his paper is attached.

Date: January 17, 2005

Respectfully submitted,

By 

Grant A. Johnson
Registration No.: 42,696

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**PATENT APPLICATION INFORMATION RETRIEVAL****Patent Term Adjustment (PTA) for publication number: 09/839,483**

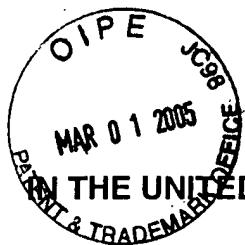
			Days
Filing or 371(c) Date:	04-20-2001	USPTO Delay (PTO):	671
Issue Date of Patent:	-	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	33
Post-Issue Petitions (days):	+0	Total PTA:	638
USPTO Adjustment (days):	+0	Explanation of Calculations	

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 Published Documents

Patent Term Adjustment History

Date	Contents Description	PTO (days)	APPL (days)
12-07-2004	Mail Notice of Allowance		
12-07-2004	Mail Examiner's Amendment		
12-03-2004	Issue Revision Completed		
12-03-2004	Examiner's Amendment Communication		
12-03-2004	Notice of Allowance Data Verification Completed		
11-29-2004	Notice of Allowability		
09-25-2004	IFW TSS Processing by Tech Center Complete		
09-24-2004	Date Forwarded to Examiner		
08-23-2004	Response after Non-Final Action	33	
07-23-2004	Request for Extension of Time - Granted		↑
07-23-2004	Request for Extension of Time - Granted		↑
07-23-2004	Workflow incoming petition IFW		↑
07-23-2004	Workflow incoming amendment IFW		↑
04-21-2004	Mail Non-Final Rejection	671	↑
04-19-2004	Non-Final Rejection		↑
09-26-2003	Case Docketed to Examiner in GAU		↑
07-03-2003	Case Docketed to Examiner in GAU		↑
02-25-2003	Case Docketed to Examiner in GAU		↑
04-16-2002	Case Docketed to Examiner in GAU		↑
06-13-2001	Application Dispatched from OIPE		↑
06-13-2001	Correspondence Address Change		↑
05-04-2001	IFW Scan & PACR Auto Security Review		↑
04-20-2001	Initial Exam Team nn		↑



PATENT

Atty. Dkt. No. ROC920000334US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Gregg et al.

Serial No.: 09/839,483

Confirmation No.: 2588

Filed: April 20, 2001

For: Method and Apparatus for
Allocating Use of An Access
Device Between Host and Guest
Operating Systems

§ Group Art Unit: 2126

§ Examiner: Nguyen, V.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FAX
37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to fax number 703/872-9306 to the attention of Examiner Van Nguyen on the date below:

July 23, 2004
Date

Gero G. McClellan

Dear Sir:

RESPONSE TO OFFICE ACTION DATED APRIL 21, 2004

In response to the Office Action dated April 21, 2004, having a shortened statutory period for response set to expire on July 21, 2004, please enter this response and reconsider the claims pending in the application for reasons discussed below. The Commissioner is hereby authorized to charge counsel's Deposit Account No. 09-0465, the fee of \$18.00 for the addition of one (1) dependent claim, and for any fees required to make this response timely and acceptable to the Office.

Amendments to the Specification begin on page 2 of this paper. Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper. Remarks/Arguments begin on page 15 of this paper.